

**NOTICE OF APPEAL
FROM THE EXAMINER TO THE
BOARD OF PATENT
APPEALS AND INTERFERENCES**

Docket Number (Optional)
6298-431

Certificate of EFS Filing Under 37 CFR §1.8

In re Application of **George Baran**

I hereby certify that this correspondence is being electronically transmitted via the EFS to the United States Patent and Trademark Office, Commissioner for Patents, via the EFS pursuant to 37 CFR §1.8 on the below date:

Application No.

10/606,442

Filed

June 25, 2003

For NEBULIZING CATHETER SYSTEM AND METHODS OF USE AND MANUFACTURE

Date: **September 11, 2008**

Name: **Kent E. Genin**

Art
Unit
3761

Confirmation No.
2937

Examiner

Chapman, Ginger T.

Signature 

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$510

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ _____
\$ _____

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **23-1925**.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public.

Credit card information should not be included on this form.

Provide credit card information and authorization on PTO-2038.

I am the:

☐ Applicant/Inventor.

☐ Assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/98)

☒ Attorney or agent of record.
Registration No. **37,834**.

☐ Attorney or agent acting under 37 CFR 1.34.

Registration No. if acting under 37 CFR 1.34, _____.

Signature 

Kent E. Genin

Typed or Printed Name

312-321-4200

Telephone number

Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

September 11, 2008

Date